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8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA

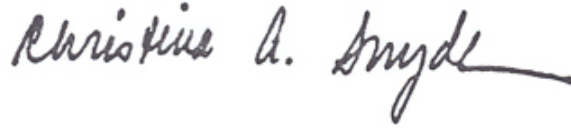
10 JIMMY LEE THOMAS, ) CASE NO. CV 12-8843-CAS (PJW)  
11 )  
12 ) Petitioner, ) ORDER ACCEPTING REPORT AND  
13 ) v. ) ADOPTING FINDINGS, CONCLUSIONS,  
14 ) AND RECOMMENDATIONS OF UNITED  
15 ) STATES MAGISTRATE JUDGE, AND  
16 ) DENYING CERTIFICATE OF  
17 ) APPEALABILITY  
18 )  
19 ) Respondent. )  
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16 Pursuant to 28 U.S.C. Section 636, the Court has reviewed the  
17 Petition, records on file, and the Report and Recommendation of the  
18 United States Magistrate Judge. Further, the Court has engaged in a  
19 *de novo* review of those portions of the Report to which Petitioner has  
20 objected. The Court accepts the findings and recommendation of the  
21 Magistrate Judge.

22 Further, for the reasons stated in the Report and  
23 Recommendation, the Court finds that Petitioner has not made a  
24 substantial showing of the denial of a constitutional right and  
25 therefore, a certificate of appealability is denied. See 28 U.S.C.  
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§ 2253(c)(2); Fed. R. App. P. 22(b); *Miller-El v. Cockrell*, 537 U.S.  
322, 336 (2003).

DATED: January 13, 2014.

A handwritten signature in dark ink, reading "Christina A. Snyder" with a stylized flourish at the end.

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CHRISTINA A. SNYDER  
UNITED STATES DISTRICT JUDGE